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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2006 NOV 21 A 8:33

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
BARRY WONG

AZ CORP COMMISSION
DOCUMENT CONTROL

In the matter of:

Docket No. S-03491A-02-0000

AMERICAN NATIONAL MORTGAGE
PARTNERS, L.L.C.

STATUS UPDATE

15021 N. 74th Street, Suite 100
Scottsdale, Arizona 85260

SECURA INNOVATIVE INVESTMENT,
INC.

15021 N. 74th Street, Suite 100
Scottsdale, Arizona 85260

SECURA MORTGAGE MANAGEMENT,
L.L.C.

15021 N. 74th Street, Suite 100
Scottsdale, Arizona 85260

CASH FLOW UNIVERSITY, INC.
15021 N. 74th Street, Suite 100

Scottsdale, Arizona 85260

SECURA FUND ARIZONA, L.L.C.

15021 N. 74th Street, Suite 100
Scottsdale, Arizona 85260

LARRY WILLIAM DUNNING and SHEILA

DUNNING, husband and wife

5635 E. Lincoln Dr., #23

Paradise Valley, Arizona 85253-4121

PHIL VIGARINO and JANE DOE

VIGARINO, husband and wife

15021 N. 74th Street, Suite 100

Scottsdale, Arizona 85260

Arizona Corporation Commission

DOCKETED

NOV 21 2006

DOCKETED BY

[Signature]

1 ROBERT K. REHM)
 15021 N. 74th Street, Suite 100)
 2 Scottsdale, Arizona 85260)
 3 MARK KESLER and JANE DOE KESLER,)
 husband and wife)
 4 10783 W. Encanto Blvd)
 Avondale, Arizona 85323)
 5 FRANK CASPARE and GAIL CASPARE,)
 6 husband and wife)
 27 Taconic)
 7 Millwood, NY 10546-1125)
 8 Respondents.)
 9

10 On September 5, 2002, a Temporary Cease and Desist Order was issued against the above
 11 listed Respondents. The Respondents requested a hearing on this matter. On March 10, 2003,
 12 Respondent American National Mortgage Partners LLC ("ANMP") filed for protection under
 13 Chapter 11 of the United States Bankruptcy Code. On March 10, 2003, the Division filed a Motion
 14 to Stay the Administrative Proceeding and Request for Leave to File Matter in Superior Court. An
 15 Open Meeting was held on March 11, 2003, and the Commission authorized the Division to
 16 proceed in Maricopa County Superior Court.

17 On March 25, 2003, the Commission filed a Verified Complaint against the above
 18 Respondents and a number of additional Defendants (CV2003-005724 *Arizona Corporation*
 19 *Commission vs. American National Mortgage Partners LLC et al.*) On April 2, 2003, the
 20 Honorable Judge J. Richard Gama entered an Order for Preliminary Injunction and an Order
 21 Appointing a Receiver. James C. Sell is the appointed Receiver on this matter.

22 On April 23, 2003, the Honorable Judge Haines granted the Commission's Motion for
 23 Relief from the Automatic Stay in the Bankruptcy proceedings of ANMP and ANMP 74th St LLC.

24 On August 26, 2003, the Commission filed an Amended Verified Complaint, Second
 25 Amended Order Appointing Receiver and the First Amended Order of Preliminary Injunction.
 26

1 On December 7, 2005, the Bankruptcy Court has confirmed the Chapter 11 Plan submitted
2 by the Receiver, James C. Sell. Mr. Sell began distribution of funds back to investors at the end of
3 February 2006.

4 On June 26, 2006, the Commission reached a settlement with Robert Rehm, who was
5 named in both the Administrative matter, Docket No. S-03491A-02-0000, and the pending civil
6 actions. In addition, on June 14, 2006, the Commission reached a settlement agreement with Paul
7 and Carol Meka who were named in the pending civil action.

8 On April 21, 2006, the Commission filed a Motion for Summary Judgment and Statement
9 of Facts against the remaining individual Defendants¹. None of the individual Defendants filed a
10 response. On May 26, 2006, the Court granted the Commission's Motion for Summary Judgment
11 in full. On May 31, 2006, the Commission filed a Notice of Filing Form of Order. The Caspare
12 Defendants filed an objection to the form of Order and requested a "damages hearing."² A hearing
13 was set to determine the amount of restitution and penalties for December 19, 2006. On November
14 1, 2006, the Dunning Defendants filed a Notice of Removal to the U.S. Bankruptcy Court. The
15 Superior Court vacated the hearing on restitution and penalties due to the removal. The
16 Commission filed a Motion for Remand on November 17, 2006. A hearing has been set on the
17 Motion for Remand for January 9, 2007.

18 RESPECTFULLY SUBMITTED this 21st of November 2006.

20 ARIZONA CORPORATION COMMISSION

21 By

22 Wendy Coy
23 Attorney for the Securities Division

24
25
26 ¹ After settlement, the remaining Individual Defendants are Larry and Sheila Dunning, Frank and Gail Caspare, Phil Vigarino and Mark Kesler.

² The Commission requested an injunction, restitution and civil penalties.

Copies of the foregoing mailed
this 21st day of November, 2006:

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